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SECRETARIAT  
OF  
THE ODISHA LEGISLATIVE ASSEMBLY  
NOTIFICATION

The 10th December, 2015

No.12700/L.A.—The following Bill which has been introduced in the Odisha Legislative Assembly on the 9th December, 2015 is herewith published under rule 68 of the Rules of Procedure and Conduct of Business in the Odisha Legislative Assembly for general information.

**THE ODISHA MUNICIPAL CORPORATION (SECOND AMENDMENT) BILL, 2015**

**A  
BILL**

FURTHER TO AMEND THE ODISHA MUNICIPAL CORPORATION ACT, 2003

**B**E it enacted by the Legislature of the State of Odisha in the Sixty-sixth Year of the Republic of India as follows:—

Short title. 1. This Act may be called the Odisha Municipal Corporation (Second Amendment) Act, 2015.

Amendment of Section 65. 2. In Section 65 of the Odisha Municipal Corporation Act, 2003, after sub-section (3), the following sub-section shall be inserted, namely:—

Odisha Act ,  
11 of 2003.

“(4) Any person aggrieved by the splitting up or revision of the electoral roll carried out under this section, may prefer an appeal to such authority, in such manner and within such time, as may be prescribed.”.

## **STATEMENT OF OBJECTS AND REASONS**

The State Election Commission had suggested to incorporate the provision of “Appeal” in respect of preparation of electoral rolls and registration of electors by suitably amending the Odisha Municipal Corporation (Division of City into Wards, Reservation of Seats & Conduct of Election) Rules, 2003 to the effect that any person aggrieved by the orders passed by the Election Officer shall prefer an appeal before the District Magistrate within five days from the date of completion of all works by the Election Officer under the said rules. The District Magistrate or any other equivalent officer appointed by the State Election Commission shall within 7 days from the last date of receipt of appeal, dispose of the appeal by conducting a summary enquiry. The orders passed by the District Magistrate or the officer appointed by the Commission as Appellate Authority shall be final and shall not be liable to be questioned in any legal proceeding.

2. On the proposal of the State Election Commission, the Law Department had viewed that the proposed amendment in the said rules may be beyond the existing provision framed under the Odisha Municipal Corporation Act, 2003 and unless and until the Act is amended in that regard, the rules may not be amended.

3. Therefore, it is considered expedient and accordingly proposed to suitably amend the Odisha Municipal Corporation Act, 2003 incorporating the provision “Appeal” as Section 65 (4) that any person aggrieved by the splitting up or revision of the electoral roll carried out under this section, may prefer an appeal to such authority, in such manner and within such time, as may be prescribed.

The Bill seeks to achieve the above objectives.

PUSPENDRA SINGH DEO

*Member-in-Charge*

A.K. SARANGI

Secretary

Odisha Legislative Assembly